

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **EXPANDABLE DEVICE FOR THERMAL THERAPY**

the specification of which: (check one)

\_\_\_\_\_ is attached hereto

X  was filed on: 10/04/01 as application No. 09/971,015  
and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 CFR 1.56.

I hereby claim the benefit of foreign priority under 35 USC 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application the priority of which is claimed:

Prior Foreign Application(s):      None

(Number)	(Country)	(Filing Date)	Priority Claimed
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I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

(Application Serial #)	(Filing Date)	Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
60/238,314	October 05, 2000	Yes _____ No <u> X </u>

I hereby claim the benefit of United States priority under 35 USC 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States application in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose information material to the patentability of this application as defined in 37 CFR 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application

(Application Serial #)	(Filing Date)	(Status)
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorneys, all members of the bar, and all located at the firm of Gunster, Yoakley & Stewart, P.A., 500 East Broward Boulevard, Suite 1400, Fort Lauderdale, FL 33394 to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

John Christopher, Registration No. 37,596  
Jason S. Crush, Registration No. 40,972  
Alan M. Weisberg, Registration No. 43,982

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FULL NAME OF (THIRD) INVENTOR: \_\_\_\_\_

INVENTOR'S SIGNATURE: \_\_\_\_\_

DATE: \_\_\_\_\_

CITIZENSHIP: \_\_\_\_\_

RESIDENCE: \_\_\_\_\_

POST OFFICE ADDRESS: \_\_\_\_\_